

ORDER OF COMMISSION

In the matter of Objection No. 001 filed by Local Union No. 101 of the International Union of Operating Engineers on July 13, 2007 to General Wage Order No. 51, pertaining to wage rate for the occupational title of Operating Engineer Group I in Greene County, Missouri, issued by the Division of Labor Standards, Department of Labor and Industrial Relations; filed with the Secretary of State: June 29, 2007.

On July 13, 2007, Local Union No. 101 of the International Union of Operating Engineers (Objector) filed with the Labor and Industrial Relations Commission (Commission) an objection to General Wage Order No. 51 (Objection No. 001) as it pertains to the wage rate for the occupational title of Operating Engineer Group I in Greene County, Missouri.

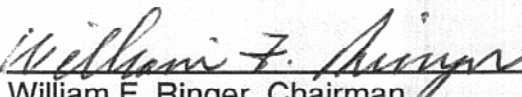
On August 2, 2007, the Commission received a Stipulation of Fact submitted by Objector and the Division of Labor Standards (Division) with regard to Objection No. 001. The Division and Objector have agreed that the wage rate for Operating Engineer Group I in Greene County should be altered as reflected in the Stipulation of Fact. The Commission received no other objections with respect to the wage rate for Operating Engineer Group I in Greene County. The Commission received no motions to intervene with respect to Objection No. 001.

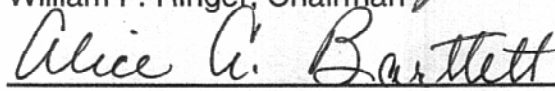
The Commission accepts the wage rate as reflected in the Stipulation of Fact. The Stipulation of Fact is attached to this Order. The Commission orders that the wage rate as reflected in the attached Stipulation of Fact for the occupational title of Operating Engineer Group I in Greene County is made a part of General Wage Order 51 and authorizes the Division to issue a replacement page for Greene County reflecting the stipulated wage rate.


Objection No. 001 is dismissed.

Given at Jefferson City, Missouri, this 8th day of August 2007.

LABOR AND INDUSTRIAL RELATIONS COMMISSION

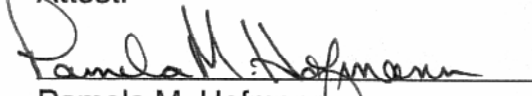

William F. Ringer, Chairman


Alice A. Bartlett, Member


John J. Hickey, Member

RECEIVED & FILED

Attest:


Pamela M. Hofmann
Secretary

AUG 08 2007


ROBIN CARNAHAN
SECRETARY OF STATE
COMMISSION DIVISION

BEFORE THE
LABOR AND INDUSTRIAL RELATIONS COMMISSION
STATE OF MISSOURI

In the matter of:

Objections Filed By
International Union of Operating Engineers
Local Union No. 101
General Wage Order No. 51
Issued by the Division of Labor Standards for
the Missouri Highway and Transportation Commission
pertaining to Greene County, Missouri

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LABOR AND INDUSTRIAL
RELATIONS COMMISSION

STIPULATION OF FACT

Comes now the Missouri Department of Labor and Industrial Relations, Division of Labor Standards, together with the undersigned parties, and stipulates to the following facts:

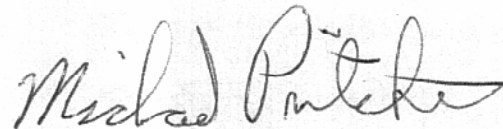
1. That the Missouri Department of Labor and Industrial Relations, Division of Labor Standards gathered information to establish the prevailing wage rates for General Wage Order No. 51 pursuant to Section 290.260, RSMo, and that said wage order was filed with the Secretary of State on June 29, 2007. The prevailing wage rate in Area 5 for the occupational title of Operating Engineer Group I covering Greene county was set in accordance with information on file.
2. That the above-mentioned survey information has been maintained continuously and has been updated with additional information as it has become available, and the prevailing wage rate issued in the above-stated General Wage Order reflect the information which was available to the Division of Labor Standards at the time of issuance and filing with the Secretary of State on June 29, 2007.
3. That pursuant to Section 290.260, RSMo, the Department of Labor and Industrial Relations, Division of Labor Standards, is charged with determining the prevailing rates in each locality and to do so the Department shall ascertain and consider the applicable collective bargaining agreements, if any, and the rates that are paid generally within a locality.

4. That after conducting its survey and with further information received, (See Exhibit A attached hereto and made a part hereof), the Department has determined that to accurately reflect the prevailing wage rate for the occupational title of Operating Engineer Group I in Greene County, Missouri the previously issued prevailing wage rate should be as set forth below:

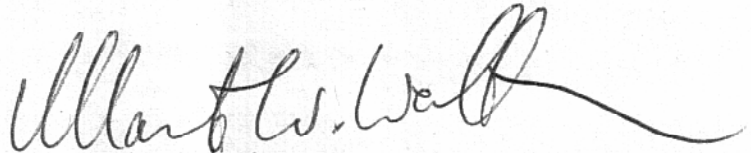
OCCUPATIONAL TITLE	BASIC HOURLY RATE	FRINGE BENEFITS
Operating Engineer Group I	\$23.02	\$10.45
Overtime Schedule No. 29		
Holiday Schedule No. 2		

WHEREFORE, the parties pray the Commission issue an order finding that the prevailing wage rate is as stipulated above and authorize the Division of Labor Standards to issue the attached replacement page for General Wage Order No. 51 setting forth the above referenced prevailing wage rate for Operating Engineer Group I.

JEREMIAH W. (JAY) NIXON
Attorney General



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Assistant Attorney General
Broadway State Office Building
221 West High Street, 6th Floor
Post Office Box 899
Jefferson City, Missouri 65102
(573) 751-8764
ATTORNEYS FOR MISSOURI
DEPARTMENT OF LABOR AND
INDUSTRIAL RELATIONS
DIVISION OF LABOR STANDARDS



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753 State Avenue
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(913) 321-8884
ATTORNEY FOR OBJECTORS
International Union of Operating
Engineers Local Union No. 101

Dated:

July 31, 2007



MISSOURI DEPARTMENT OF LABOR AND INDUSTRIAL RELATIONS
DIVISION OF LABOR STANDARDS

CONTRACTOR'S REPORT OF CONSTRUCTION WAGE RATES

Contractor's Name, Address and Telephone Number

McAninch Corporation
P O Box 1486
Des Moines IA 50305
(515) 267-2500

Cost and Location of Project

Springfield-Branson Regional Airport
Springfield, MO

County Greene

Dates of work reported below

Beginning

07 / 01 / 2006

Ending

06 / 30 / 2007

Description

Type of Construction

☐ Building ☒ Heavy ☐ Highway

Date construction began

Percent completed to date

Name and Title of Contractor's Representative or Preparer
(Please print or type)

Ed Riedesel - Business Agent, Local #101

Occupational Title(s)	No. of Employees	Total Hours	Basic Hourly Rate	Hourly Fringe Benefits Payments						
				H & W	Pension	Vacation	App. Tr.	Suppl.	Holiday	Other
Op Eng - Group I	9	18,000	\$21.37	\$5.30	\$3.40	\$1.00	\$.25	\$.50*		**\$.10
*Supplemental dues										
deducted from wages										
**Advancement Fund										

Certification

To the best of my knowledge, information and belief, I hereby certify that the number of hours, basic hourly rate, and fringe benefit payments listed above are true and correct and that the type of work performed by the number of employees identified above, relative to the Occupational Title(s) reported, is consistent with 8 CSR 30-3.060. I further recognize that any false statement or declaration made herein is punishable under Section 575.060, RSMo 1994, as a class B misdemeanor.

Date 07/25/2007

Ed Riedesel

(Please check appropriate box)

- ☐ Signature of Contractor's Representative who Prepared this Report
☒ Signature of Preparer of this report

Mail to: Missouri Department of Labor and Industrial Relations
DIVISION OF LABOR STANDARDS
P.O. Box 449
Jefferson City, MO 65102-0449

Phone: 573-751-3403
Fax: 573-751-3721
E-mail: laborstandards@dolir.mo.gov
www.dolir.mo.gov/lr

Exhibit A

LS-04 (01-04) AI

To: Missouri Highway and Transportation Commission
Wage Rates Certified Pursuant to Sec. 290.210, Missouri Statutes
Prevailing Hourly Wage Rates for Occupations
OPERATING ENGINEER
For the entire Counties of the following Areas:

<u>AREA</u>	<u>HOURLY RATES</u>	<u>FRINGE BENEFITS</u>	<u>OVERTIME RATE</u>	<u>HOLIDAY RATE</u>
St. Louis (STL)				
	Group I ----- \$27.67	Total Fringes --- \$16.37		
	Group II ----- \$27.67			
	Group III ----- \$25.77		11	23
	Group IV ----- \$22.31			
	Oiler-Driver ----- \$22.31			

	<u>AREA</u> KC	<u>AREA</u> 1	<u>AREA</u> 2	<u>AREA</u> 3	<u>AREA</u> 4
Group I	\$28.69	\$27.67	\$24.10	\$26.60	\$23.02
Group II	\$27.65	\$27.67	\$23.75	\$26.20	\$22.67
Group III	\$27.65	\$26.37	\$23.55	\$26.20	\$22.47
Group IV	\$23.18	\$22.91	\$19.90	\$24.20	\$20.42
Oiler-Driver	\$26.53	\$23.37	\$19.90	\$24.20	\$20.42
Total Fringes	\$ 11.97	\$16.37	\$16.34	\$ 11.65	\$10.45
OVERTIME RATE NO.	27	2	3	29	29
HOLIDAY RATE NO.	10	23	24	2	2

<u>AREA</u> 5	<u>HOURLY RATE</u>	<u>FRINGE BENEFITS</u>	<u>OVERTIME RATE</u>	<u>HOLIDAY RATE</u>
Group I	\$23.02	\$10.45	29	2
Group II	\$22.67	\$10.45	29	2
Group III	\$20.00	\$0.00	FED	--
Group IV	\$20.42	\$10.45	29	2
Oiler-Driver	\$20.42	\$10.45	29	2